



Exhibit E



**STATE OF ISRAEL**

**משרד המשפטים**

**MINISTRY OF JUSTICE**

**בקשה לפי אמנת האג בדבר ההיבטים האזרחיים של חטיפת ילדים בינלאומית**

**REQUEST PURSUANT TO THE HAGUE CONVENTION ON  
THE CIVIL ASPECTS OF INTERNATIONAL CHILD  
ABDUCTION**



# STATE OF ISRAEL

## REQUEST FOR RETURN OF ABDUCTED CHILDREN

### HAGUE CONVENTION OF 25 OCTOBER 1980 ON THE CIVIL ASPECTS OF INTERNATIONAL CHILD ABDUCTION

FROM THE CENTRAL AUTHORITY FOR THE STATE OF ISRAEL  
TO THE CENTRAL AUTHORITY FOR THE UNITED STATES OF  
AMERICA.

#### I. Details of the Child and Parents

##### 1.1 Child

First and last name(s)	Tehila Chafiz Sara Naor
Date and place of birth	7 May 2003, Afula, Israel
Nationality	American, Israeli
Habitual residence	Bnei Binyamin 35/15, Netanya, Israel
Passport number	Israeli: 11405881
	Israel ID number: 213626120
Physical description:	Light brown hair; greenish-brown eyes.

##### 1.2 Child

First and last name(s)	Tomer Naor
Date and place of birth	7 February 2006, Netanya, Israel
Nationality	American, Israeli
Habitual residence	Bnei Binyamin 35/15, Netanya, Israel
Passport number	Israeli: 11405880
Physical description:	Black hair, greenish-brown eyes.

**2. Parents****2.1. Mother**

First and last name(s)

Nancy Elizabeth Scherer

Date and place of birth

12 November 1967, U.S.A.

Nationality

American and Israeli

Occupation

Teacher

Habitual residence

Bnei Binyamin 35/15, Netanya, Israel

Passport number

Israeli: 8381616 American: 062803806

**2.2. Father**

First and last name(s)

Yehuda Naor

Date and place of birth

18 March 1961, Israel

Nationality

Israeli

Occupation

Computer programmer

Habitual residence

Bnei Binyamin 35/15, Netanya, Israel

Passport number

Israel 10721035

**2.3 Date and Place of Marriage**

25 July 2002, New York

Date and Place of Divorce

N/A

**II. Details of the Applicant**

First and last name

Yehuda Naor

Address

Bnei Binyamin 35/15, Netanya, Israel

Nationality

Israeli

Occupation

Computer programmer

Passport number

Israel 10721035

Relationship to the child

Father

Name, address and telephone number

The parties are not divorced

Of legal adviser, if any

**III. Details of the Whereabouts of the Children****3.1. Details of the person alleged to have removed or retained the children.**

First and last name(s)

Nancy Elizabeth Scherer

Date and place of birth	18 March 1961, Israel
Nationality	American and Israeli
Occupation	Teacher
Last known address after removal or retention of children	180 Pennsylvania Ave., Mount Vernon, New York +1 (914) 699-9775
Passport number	Israeli:8381616 American: 062803806
Physical description of mother:	Blond hair, blue eyes, 1.65 meters, fair skin
3.2 Address of the children (if different from that stated in 3.1)	
3.3 Names, addresses and telephone numbers of other persons who might be able to supply additional information relating to the whereabouts of the children.	Rina Scherer, the mother's mother: 180 Pennsylvania Ave., Mount Vernon, New York +1 (914) 699-9775

#### IV. Time, date, place and circumstances of the wrongful removal or retention.

According to the father, the mother left Israel with the children on 23 May 2006 for a sabbatical year in order to complete her doctorate at NYU. The father states that it was agreed between them that the mother, during the sabbatical year, would divide her time between Israel and United States such that the father and children would have regular contact. The father also informed us that he purchased round-trip tickets for the mother and children from Israel to the United States with a return date of 20<sup>th</sup> September 2006.

According to the father, in July of 2006, during a telephone conversation, he inquired regarding the mother's expected return date. The father claims that the mother replied that she had not set a return date but that she promised to do so and inform him of this date by August of 2006. The mother failed to return to Israel with the children and the plane tickets expired in September of 2006.

According to the father, as a result of the mother's failure to return with the children, he traveled to New York to visit and inquire about the family's return to Israel. The mother expressed her intention to return to Israel, as planned, and to continue the work on her degree from Israel. She promised to set a suitable date for return in the near future.

The mother has not yet returned, and the father has informed us that he has contacted her verbally and attempted to convince the mother to return to Israel with the children or to allow him to come to the United States in order to bring them to Israel for one month but received a negative response. To this day, the mother has refused to return to Israel with the children or to allow the father to bring them back to Israel.

**V. Factual and Legal Background Justifying This Request**

**1) Habitual Residence is Israel**

The father advises that the family lived in Israel, where both children were born and raised. The mother was employed as a teacher in a school in Israel. The parents own a house and property in Israel.

**2) The requesting party has Custodial Rights under Israeli Law**

The parents are married and were living together with the children at the time that the mother took the children to the United States. Pursuant to sections 14 and 15 of Israel's Capacity and Guardianship Law 1962, parents are the joint guardians of their minor children, which includes the right to custody and to determine the child's place of residence. Therefore, the father has custodial rights under Israeli Law.

**3) The Requesting Party Exercised His/Her Custodial Rights Prior to The Wrongful Removal/Retention**

The father advises that as the children were living with him and the mother, he was exercising his custodial rights on a daily basis.

Therefore, the retention of the children in the United States is in contravention of the father's custodial rights that he was exercising at the time and constitutes a wrongful retention within the meaning of Article 3 of the Convention.

**VI. Civil proceedings in progress between the parties.**

There are no proceedings at this time.

**VII. Children are to be returned to:**

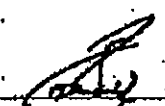
First and last names	Yehuda Naor
Date and place of birth	18 March 1961, Israel.
Address	Bnei Binyamin 35/15, Netanya, Israel
Telephone number	972-52-8271751, 972-77-2003370
Proposed arrangements for the return of the children	

**VIII. Other remarks**

**IX. List of Documents Attached (with translations, where relevant)**

1. The relevant sections 14 and 15 of Israel's Capacity and Guardianship Law, 1962.
2. Photographs of the children.
3. Tehila Chaia Sarah Naor's Birth certificate.
4. Copy of the father's Israeli Identity Card, listing the children as his (together with a translation into English).
5. Marriage certificate.
6. United States Central Authority's Legal Assistance Questionnaire.
7. A letter in Hebrew from Yehuda Naor's accountant confirming his income for the 2005 tax year (together with a translation into English).

Signature \_\_\_\_\_

  
Gal Levertov, Director  
Department of International Affairs  
Office of the State Attorney  
on behalf of the  
Central Authority for the  
State of Israel

Date January 22, 2007